



PTO/SB/21 (04-04)

<b>TRANSMITTAL FORM</b> <small>Not to be used for all correspondence after initial filing)</small>	Application Number	10/840,026	
	Filing Date	May 5, 2004	
	First Named Inventor	Rambo, Kenneth	
	Art Unit	2611	
	Examiner Name	Not Assigned	
Total Number of Pages in This Submission	4	Attorney Docket Number	020366-091910US

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to Technology Center (TC)
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	SB/08A
<input checked="" type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s)	Return Postcard
<input type="checkbox"/> Certified Copy of Priority Document(s)	Remarks	The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.
<input type="checkbox"/> Response to Missing Parts/Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		
<b>SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT</b>		
Firm or Individual name	Townsend and Townsend and Crew LLP	
Individual name	Stephen F. Jewett	
Signature		
Date	September 1, 2004	

CERTIFICATE OF TRANSMISSION/MAILING		
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.		
Typed or printed name	Janet L. Newmaker	
Signature		Date
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PATENT  
Attorney Docket No.: 020366-091910US



Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
On September 1, 2004

TOWNSEND and TOWNSEND and CREW LLP

By: Janet L. Newmaker

Janet L. Newmaker

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Kenneth Rambo

Application No.: 10/840,026

Filed: May 5, 2004

For: SYSTEM AND METHOD FOR  
SIMULTANEOUSLY  
DISPLAYING VIDEO  
PROGRAMMING AND INSTANT  
MESSAGING

Customer No.: 20350

Examiner: Not Assigned

Art Unit: 2611

Confirmation No.: 7767

INFORMATION DISCLOSURE  
STATEMENT UNDER 37 CFR §1.97 and  
§1.98

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

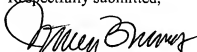
The references cited on attached form PTO/SB/08A and PTO/SB/08B are being called to the attention of the Examiner. Copies of the references are not enclosed. It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no

representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

Applicant believes that no fee is required for submission of this statement. However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,



Stephen F. Jewett  
Reg. No. 27,565

Date: September 1, 2004

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60298708 v1



PTO/SB-08A (08-03)

Substitute for form 1449B/PTO		<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)		Application Number	10/840,026
		Filing Date	May 5, 2004
		First Named Inventor	Rambo, Kenneth
		Art Unit	2611
		Examiner Name	Not Assigned
Sheet	1	of	1
		Attorney Docket Number	020366-091910US

U.S. PATENT DOCUMENTS+						
Examiner Initials*	Cite No. <sup>1</sup>	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code <sup>2</sup> (if known)			
/C.H./ ↓	AA	US-5,594,794		01-14-1977	Eyer et al.	
	AB	US-6,233,389 B1		05-15-2001	Barton et al.	
	AC	US-6,412,112 B1		06-25-2002	Barrett et al.	
	AD	US-6,597,765 B1		07-22-2003	Burke et al.	

FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>2</sup>
		Country Code <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)				
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06/11/2008

Examiner Signature	/Charles Hicks/	Date Considered	06/11/2008
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.